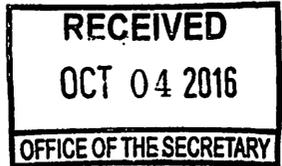


UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION



ADMINISTRATIVE PROCEEDING
File No. 3-16937

In the Matter of

JAMES MICHAEL MURRAY,

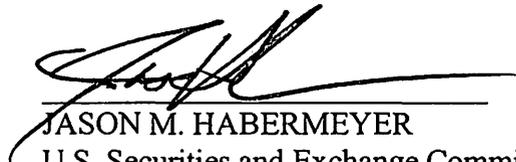
Respondent.

**DIVISION OF ENFORCEMENT'S RESPONSE TO RESPONDENT'S MOTION
FOR REVIEW OF INITIAL DECISION 5-10-16**

The Division of Enforcement ("Division") hereby responds to Respondent James Michael Murray's Motion for Review of Initial Decision 5-10-16 ("Motion"). Respondent claims to have sent the Motion within 21 days of the August 22, 2016 denial of his motion to correct but the Division just received the Motion on September 30, 2016. Nevertheless, the Division will not offer a substantive opposition except as directed by the Commission, but responds that the Motion does not offer any basis that warrants the exercise of discretion to grant review of the Initial Decision. Specifically, the Motion does not make a reasonable showing that a prejudicial error was committed in the conduct of the proceeding, nor a reasonable showing that the Initial Decision embodies a finding or conclusion of material fact that is clearly erroneous, a conclusion of law that is erroneous, or an exercise or discretion or decision of law or policy that is important and that the Commission should review. *See* SEC Rule of Practice 411(b)(2). The Motion should therefore be denied, and the related Rule 452 Motion to Adduce Additional Evidence, filed concurrently, should be denied as moot.

Dated: October 3, 2016

Respectfully submitted,



JASON M. HABERMEYER
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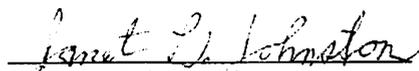
CERTIFICATE OF SERVICE

I, Janet L. Johnston, hereby certify that on October 3, 2016, an original and three copies of the foregoing DIVISION OF ENFORCEMENT'S RESPONSE TO RESPONDENT'S MOTION FOR REVIEW OF INITIAL DECISION 5-10-2016 were sent by United Parcel Service for next day delivery for filing to the Securities and Exchange Commission, Office of the Secretary, 100 F Street, N.E., Washington, D.C. 20549, with a copy transmitted by facsimile to 7038139793 for filing, and that a true and correct copy of the foregoing has been served by United Parcel Service, marked for next day delivery, on the following person entitled to notice:

The Honorable James E. Grimes
Administrative Law Judge
Securities and Exchange Commission
100 F Street, N.E.
Washington, DC 20549-2557

and by U.S. Mail on the following person entitled to notice:

James Michael Murray
Inmate ID 17020-111
Federal Correctional Institution
P.O. Box 3007
San Pedro, CA 90733


Janet L. Johnston
Janet L. Johnston